

OFFICE SUPPORT

DEC 15 2004

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# WASHINGTON STATE LIQUOR CONTROL BOARD ADMINISTRATIVE VIOLATION NOTICE

for

## First-time Violations - Standard Penalty

Washington State Liquor Control Board  
Licensing and Regulation  
3000 Pacific Ave.  
P.O. Box 43094  
Olympia, WA 98504-3094

CASE NO.: 026C010

### DEFENDANT'S EXHIBIT

CASE  
NO. C04-0360P

EXHIBIT  
NO. 543

Owner/Employee Columbia Distributing Company, Inc.		License Number 082972-6C	License Class Beer Distributor
Trade Name Columbia Distributing Company			
Address 255 Appleyard Drive		City Wenatchee, WA 98801	County Chelan
Violation: (32) WAC 314.20.100 Selling below cost/Posted price			
		Observed <input type="checkbox"/>	Referred <input checked="" type="checkbox"/>
Served On	Position	Date & Time	
Date & Time of Violation February 2002	Liquor Control Agent (Print) Rafael (Ray) Cerrillo	Liquor Control Agent (Signature)	

### INVESTIGATIVE SUMMARY

A complaint was received that Columbia Distributing of Wenatchee was selling the following product for below the February posted price:

Busch	Cans—12oz-24pack—Posted at \$9.65—Selling at \$8.98
Busch Light	Cans—120z-24pack—Posted at \$9.65—Selling at \$8.98
Busch Ice	Cans—120z-24pack—Posted at \$9.65—Selling at \$8.98
Budweiser lite	Cans—240z-12pack—Posted at \$14.68—Selling at \$13.41

Agent Cerrillo contacted the manager at the Albertson's grocery store in Wenatchee and looked at the delivery invoice for Monday February 11, 2002 and found the above information listed on the invoice.

A telephone call was made to Tom Thompson about the discrepancy and Agent Cerrillo left off copies of the price postings at his office in Wenatchee. A message was left with the front office secretary to have Mr. Thompson call me on my pager to discuss the price posting complaint. At the time of this report, Columbia Distributing of Wenatchee has not contacted Agent Cerrillo.

WAC/RCW: WAC 314-20-100 Beer distributor price posting. (1) Every beer distributor shall file with the board at its office in Olympia a price posting showing the distributor prices at which any and all brands of beer sold by such beer distributor shall be sold to retailers within the state.

(2) All price postings must be received by the board not later than the tenth day of the month, and if approved will become effective on the first day of the calendar month following the date of such filing. An additional period, not to exceed five days will be allowed for revision of such posting to correct errors, omissions, or to meet competitive prices filed during the current posting period, but a revised posting must be on file at the board office by not later than the fifteenth day of the month in order to become effective on the first day of the next calendar month: Provided, That the board may in individual cases, for good cause shown, extend the date on which the filings required by the rules are to be received by the board.

Resp to Costco RFP

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TX543-001